

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Middle

District of

Alabama

PROGRESSIVE AMERICAN INSURANCE  
COMPANY

SUMMONS IN A CIVIL ACTION

V.

CAROL THORN; JOLEEN LEEA COLON; DALE  
EUGENE KIRKINDALE, ET AL.

CASE NUMBER:

2:06CV717-10

TO: (Name and address of Defendant)

Butler County Emergency Medical Services  
Sunnyview Complex  
309 Sunnyview Circle  
Butler, PA 16003

**YOU ARE HEREBY SUMMONED** and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Bradford & Sears, P.C  
2020 Canyon Road  
Suite 100  
Birmingham, AL 35216

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

Debra F. Hackett

CLERK

[Signature]

(By) DEPUTY CLERK

DATE

8/18/06

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<b>RETURN OF SERVICE</b>		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE	
NAME OF SERVER ( <i>PRINT</i> )	TITLE	
<i>Check one box below to indicate appropriate method of service</i>		
<div style="margin-bottom: 10px;"> <input type="checkbox"/> Served personally upon the defendant. Place where served: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  Name of person with whom the summons and complaint were left: </div> <div style="margin-bottom: 10px;"> <input type="checkbox"/> Returned unexecuted: </div> <div> <input type="checkbox"/> Other (specify): </div>		
<b>STATEMENT OF SERVICE FEES</b>		
TRAVEL	SERVICES	TOTAL \$0.00
<b>DECLARATION OF SERVER</b>		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <div style="display: flex; justify-content: space-between;"> <div style="width: 30%;"> Executed on _____  Date </div> <div style="width: 60%;"> _____  <i>Signature of Server</i> </div> </div>  <div style="text-align: center;"> _____  <i>Address of Server</i> </div>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.

**BOARD OF COUNTY COMMISSIONERS**

Scott K. Lowe, *Chairman*

Glenn L. Anderson

James L. Kennedy

Frank P. Matis

*Director*

Robert W. Young

*Deputy*

RECEIVED



**DEPARTMENT OF EMERGENCY SERVICES**

2006 AUG 28 A 9:55

**Butler County**

120 McCune Drive • Butler, PA 16001

Emergency 911 (724) 284-5211 Fax (724) 287-8024

E-mail [fmatis@co.butler.pa.us](mailto:fmatis@co.butler.pa.us) • [rwyong@co.butler.pa.us](mailto:rwyong@co.butler.pa.us)

August 21, 2006

Ms. Debra P. Hackett  
Clerk of Court  
U. S. District Court  
One Church Street  
Montgomery, AL 36104

Dear Ms. Hackett:

Butler County Department of Emergency Services is in receipt of the attached summons. This summons appears to have been sent to us by mistake. The vehicle accident in this case occurred in Butler County, Alabama. We are located in the Commonwealth of Pennsylvania. This accident did not occur within our jurisdiction.

Sincerely,

Frank P. Matis, Director  
Butler County Emergency Services

FPM/sad  
Attachment